



CITY OF MIAMI SPRINGS, FLORIDA

CITY CLERK'S SUMMARY OF COUNCIL ACTIONS

Regular Meeting of Monday, August 14, 2006 - 7:00 p.m. – Council Chambers

AGENDA ITEM NUMBER AND SUBJECT

1. Call to Order/Roll Call

All present.

2. Invocation/Salute to the Flag:: Councilman Youngs/The audience participated.

3. Awards & Presentations:

3A) Oversight Presentation by Miami-Dade County Public Schools Regional 3 Superintendent George Núñez

George Núñez thanked the Mayor and introduced two new Principals: Mary Menchero of Springview and Rafael Villalobos of Miami Springs High.

4. Open Forum:

- | | | |
|------------------------|----------------|----------------------------------|
| • Elections | Michael Gavila | Move elections to November |
| • “McMansions” | Laura Pilgrim | Need to take action to avoid |
| • Missing Stop Signs | Laura Pilgrim | Reported locations |
| • Luau Pool Party | Nery Owens | Kudos to Staff |
| • Parking in the Swale | Tim Hawks | Council requested an agenda item |

5. Approval of Council Minutes:

5A) 06/26/2006 – Regular Meeting

Approved as written.

Motion: Councilman Best

Second: Vice Mayor Garcia

Vote: 5-0

5B) 07/10/2006 – Special Meeting

Approved as written.

Motion: Councilman Best

Second: Vice Mayor Garcia

Vote: 5-0

5C) 07/27/2006 – Special Meeting

Approved as written.

Motion: Councilman Best

Second: Vice Mayor Garcia

Vote: 5-0

6. Reports from Boards & Commissions:

6A) 06/14/2006 – Golf and Country Club Advisory Board – Minutes

6B) 06/26/2006 – Board of Appeals – Minutes

6C) 08/01/2006 – Code Enforcement Board – Minutes

6D) 08/15/2006 – Education Advisory Board – Cancellation Notice

6E) 08/07/2006 – Zoning and Planning Board – Cancellation Notice

6F) 08/09/2006 – Golf and Country Club Advisory Board – Cancellation Notice

6G) 09/07/2006 – Code Enforcement Board – Cancellation Notice

6H) 08/10/2006 – Board of Parks and Parkways – Cancellation Notice

Agenda Items 6A through 6H were received for information without comment.

6I) 08/07/2006 – Board of Adjustment – Approval of Actions Taken at their Meeting of August 7, 2006, Subject to the 10-day Appeal Period

Actions approved subject to the 10-day appeal period.

Motion: Councilman Best

Second: Vice Mayor Garcia

Vote: 5-0

7. Public Hearings: None

8. Consent Agenda:

8A) Approval of the City Attorney's Invoice for July 2006 in the Amount of \$7,601.00

Approved.

Motion: Councilman Dotson

Second: Councilman Youngs

Vote: 5-0

9. Old Business:

9A) Appointment to the Ecology Board by Mayor Bain for a Full 3-Year Term Ending on April 30, 2009 (Joe Podgor's seat)

Deferred.

9B) Appointment to the Ecology Board by Councilman Youngs (Group IV) for an Unexpired Term Ending on April 30, 2007 Created by the Resignation of Donna Dawson

Deferred.

9C) Appointment to the Civil Service Board by Vice Mayor Garcia (Group III) for a Full 3-year Term Ending on June 30, 2009

Deferred.

9D) Appointment to the Education Advisory Board by Councilman Youngs (Group IV) to Fill an Unexpired Term Ending on May 31, 2007 (Dorrene Cook's seat)

Deferred.

9E) Discussion Regarding Code Section 150-002 – Definitions – (C) (38) *Floor Area* - (c) Attic Space, whether or not a floor actually has been laid, providing structural headroom of

less than seven feet six inches (Tabled: 6/26/06)

Council **directed** the City Attorney to draft an ordinance defining attic space.

9F) Request Council Approval to Pay for Settlement Amount to the Internal Revenue Service for the MR106 Health Plan Audit

Approved (payment to the IRS and to Attorney Garvin)

Motion: Vice Mayor Garcia

Second: Councilman Youngs

Vote: 5-0

9G) Status Report – Interlocal Agreement with Virginia Gardens

Council **received** a status report on the Interlocal Agreement with Virginia Gardens.

The City Attorney reported that a meeting is being scheduled with Virginia Gardens Mayor Deno and Village Attorney Jose “Pepe” Herrera.

9H) Authorization to Send Petition to Amend the City Charter to the Miami-Dade County Elections Department for Verification of Signatures

Council **authorized** the City Clerk to send the petitions for verification of the signatures.

Motion: Vice Mayor Garcia

Second: Councilman Best

Vote: 5-0

10. New Business:

10A) Appointment to the Golf and Country Club Advisory Board by Vice Mayor Garcia (Group III) to Fill an Unexpired Term Ending on July 31, 2007 Created by 3 Absences of Phyllis Causey

Vice Mayor Garcia (Group III) **re-appointed** Phyllis Causey.

10B) Appointment to the Historic Preservation Board by Councilman Dotson (Group II) to Fill an Unexpired Term Ending on February 28, 2008 Created by 3 Absences of Yvonne Shonberger

Councilman Dotson (Group II) **re-appointed** Yvonne Shonberger.

10C) Appointment of City Representative to One or More of the Florida League of Cities Legislative Councils

Councilman Best agreed to serve on the Home Rule Administration Council.

10D) Approval of Expenditure to Advertise and Attend the Miami-Dade County League of Cities 53rd Annual Installation Dinner

Council **approved** purchase of one table and placement of a ¼ page black and white ad.

Motion: Councilman Youngs
Second: Vice Mayor Garcia
Vote: 5-0

10E) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Sections 150-041, R-1A District, 150-042, R-1B District, 150-043, R-1C District, and 150-044, R-1D District; by Clarifying the Requirement for Additional Side Yard Setback Area for Second Story Structures in all Single Family Residential Districts; Providing for an Exception to the Additional Side Yard Setback Area for Second Story Structures in all Single Family Residential Districts; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date

Approved on first reading.
Motion: Councilman Youngs
Second: Vice Mayor Garcia
Vote: 5-0

10F) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-002 (79), Definitions – Yard, Side; by Deleting a Portion of the Existing Definition and Clarifying Certain Other Definition Language; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date

Approved on first reading.
Motion: Councilman Youngs
Second: Councilman Best
Vote: 5-0

Agenda Item 10H discussed at this time

10G) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Amending Code of Ordinance Section 150-010, Roof Materials, Requirements, and Re-roofs; by Providing a Conditional Exception Provision for the Use of Flat Roofs on “Open Patios”; Repealing all Ordinances or Parts of Ordinances in Conflict; Effective Date

Approved, as amended, on first reading.
Motion: Councilman Best
Second: Vice Mayor Garcia

Vote: 5-0

10H) First Reading – Ordinance – An Ordinance of the City Council of the City of Miami Springs Enacting New Code of Ordinance Section 150-034, Installation of Central Air Conditioning and Heating Units; Providing for Equipment Location on New and Existing Homesites; Establishing an Exception for Equipment Location on New Homesites; Delineating Installation Standards and Requirements; Providing for Supervision and Control of Installations; Directions to Codifiers; Repealing All Ordinances or Parts of Ordinances in Conflict; Effective Date

Approved on first reading.

Motion: Councilman Youngs

Second: Vice Mayor Garcia

Vote: 5-0

10I) Consideration of Increase in Sanitation Fees

Approved.

Motion: Councilman Youngs

Second: Councilman Dotson

Vote: 5-0

11. Other Business: None

12. Reports & Recommendations:

12A) City Attorney

- Cell Phones: Council directed City Attorney to draft an ordinance prohibiting use in school zone areas.
- Variance Request: Refers to Board of Adjustment case. Better to legislative than to vary.
- 22 Pinecrest Drive: Owner could appeal decision of the Board of Adjustment.

12B) City Manager

- Aladdin Motel: Earliest document found was dated 10/29/99 – City Planner will check files of the City's engineers to see if there is additional correspondence.

- Insurance Public Hearing: An insurance idea raiser is scheduled for 8/19/06 from 10 a.m. to 4 p.m. at Coral Gables High School, sponsored by State Representative Julio Robaina.
- Budget Workshop: Council reminded of the Workshop on Monday, 8/21/06.
- Golf Course: New greens mowed for the first time.
- Soccer Registration: The registration is in process and information is posted on Channel 77.
- Disability Advisory Board: They met and recommended purchasing additional exercise equipment.
- Football Program: The City Manager will post information on the Bulletin Board.

12C) City Council

Councilman Dotson:

- “McMansions”: Received many calls of concerned residents. Council must take action.
- Aladdin Motel: Wants to find out if there were district boundary regulations in place at time permit was issued. Would like to find out the outcome of the meeting with property owners.
- Water Rates for Apartments and Condominiums: Wanted to know if residents will be able to speak on the issue.
- Basin 14 Storm Drainage Project: Asked for a status report on the project. Testing for compaction in a limited area discussed. Council asked the City Manager to call affected residents to find out if they are willing to be inconvenienced again.

Vice Mayor Garcia:

- ALF – Occupational License: Wanted to know about signage. The City Manager indicated the City could adopt the County ordinance. The City Attorney will draft ordinance and companion resolution addressing the citation system.
- Soccer Program: Volunteer referees and coaches needed. City Manager to post message on Channel 77.
- Schools: Reminded everyone schools are in session and to be more attentive to speed and safety in school zones.

Councilman Best:

- Florida League of Cities: His trip to the Annual Conference was very informative.
- FEC Borrow Canal Clean-up: Progress is being made. Railroad responsible for trees on the west side of the canal.
- “McMansions”: Thanked Laura Pilgrim for addressing this issue. Would welcome agenda item to discuss problem.
- Water and Sewer: Thanked Mayor Bain for spearheading the idea of transferring the water and sewer systems to the County.

- Insurance Public Hearing: Urged everyone to attend.
- Disability Advisory Board: Thanked Joan Paul for her work on the board.
- Sprinkler System Damage: Asked the Administration to follow up on complaint from Victor Marion who lives on the SE corner of Pocatella and Westward Drive.

Mayor Bain:

- Insurance – Golf Course: Asked about information he requested at the August 8th Workshop Meeting. The City Manager indicated he would provide the information before the August 21st Workshop Meeting.
- Thank you: Thanked Region 3 Superintendent George Núñez and the Principals from Springview and Miami Springs Senior High for attending the meeting.

13. Adjourn

Adjourned at 9:12 p.m.